

Message Text

UNCLASSIFIED

PAGE 01 PORT O 00311 052338Z

70

ACTION EB-07

INFO OCT-01 ARA-10 ISO-00 AGR-10 CEA-01 CIAE-00 COME-00

DODE-00 FRB-01 H-02 INR-07 INT-05 L-03 LAB-04 NSAE-00

NSC-05 PA-02 AID-05 CIEP-02 SS-15 STR-04 ITC-01

TRSE-00 USIA-15 PRS-01 SP-02 OMB-01 FEA-01 /105 W

----- 073911

R 051949Z FEB 76

FM AMEMBASSY PORT OF SPAIN

TO SECSTATE WASHDC 8773

UNCLAS PORT OF SPAIN 0311

E.O. 11652: N/A

TAGS: ETRD, TD, US

SUBJECT: GSP CUSTOMS REGULATIONS -- MEANING OF
"SUBSTANTIALLY TRANSFORMED"

REF: 75 STATE 303308

1. COMPTROLLER OF CUSTOMS HAS REQUESTED EMBASSY ASSISTANCE IN DETERMINING PRECISE MEANING OF "SUBSTANTIALLY TRANSFORMED INTO A NEW AND DIFFERENT ARTICLE OF COMMERCE," AS CITED PARA 6 REFTEL. ITEM IN QUESTION IS GOLD JEWELRY, PRODUCED FROM IMPORTED GOLD. JEWELRY MANUFACTURER CLAIMS 42 PERCENT LOCAL VALUE ADDED BUT APPARENTLY THIS IS DIFFICULT TO SUBSTANTIATE, AND TRINIDAD CUSTOMS WOULD PREFER TO CERTIFY PRODUCT AS ONE SUBSTANTIALLY TRANSFORMED. ACCORDING TO MANUFACTURER, HIS LABOR CHANGES THE ITEM FROM ONE BTN CLASSIFICATION TO ANOTHER, WHICH WOULD BE SUFFICIENT TO QUALIFY THIS PRODUCT FOR GSP TREATMENT UNDER THE EUROPEAN COMMUNITY GSP SCHEME. TRINIDAD CUSTOMS ASKS IF THIS SORT OF "TARIFF JUMP" IS SUFFICIENT TO DETERMINE "SUBSTANTIAL TRANSFORMATION," OR IF USG REGULATIONS USE OTHER DEFINITION.

2. INASMUCH AS A SUBSTANTIAL SHIPMENT OF GOLD JEWELRY IS BEING HELD UP PENDING CLARIFICATION OF THIS ISSUE,
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EMBASSY REQUESTS CABLED REPLY ASAP.

3. FYI THIS EMBASSY HAS NOT YET RECEIVED COPY OF GSP
CUSTOMS REGULATIONS AS PROMISED REFTEL.
RICH

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: GOLD, INFORMATION CONTROL, GENERALIZED PREFERENCES (TARIFFS)
Control Number: n/a
Copy: SINGLE
Draft Date: 05 FEB 1976
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1976PORTO00311
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D760044-0896
From: PORT OF SPAIN
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1976/newtext/t19760279/aaaacrea.tel
Line Count: 65
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION EB
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
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Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: 76 STATE 303308
Review Action: RELEASED, APPROVED
Review Authority: blochd0
Review Comment: n/a
Review Content Flags:
Review Date: 16 JUN 2004
Review Event:
Review Exemptions: n/a
Review History: RELEASED <16 JUN 2004 by BrownAM>; APPROVED <06 DEC 2004 by blochd0>
Review Markings:

Margaret P. Grafeld
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EO Systematic Review
04 MAY 2006

Review Media Identifier:
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Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: GSP CUSTOMS REGULATIONS -- MEANING OF "SUBSTANTIALLY TRANSFORMED"
TAGS: ETRD, TD, US
To: STATE
Type: TE
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